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TRANSMITTAL FORM (to be used for all correspondence after initial filing)			Application Number		09/938,533		
			Filing Date		08-27-2001		
			First Named Inventor		Gerd M. MÜLLER et al.		
		Group Art Unit		3736			
			Examiner Name		J. M. Foreman		
Total Number of Pages in This Submission 9		Attorney Docket Number		740105-78			
ENCLOSURES (check all that apply)							
Fee Transmittal Form Fee Attached  Amendment/Response  After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure States Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.5	Assignm (for an A  Drawing  Declarate  Licensing  Petition  Applicate  Power of  Change		ion and Power of Attorney g-related Papers to Convert to a Provisional		After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Application Data Sheet Request for Corrected Filing Receipt with Enclosures A self-addressed prepaid postcard for acknowledging receipt Other Enclosure(s) (please identify below):		
		Remarks  The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number.					
	SIGNATURI	E OF APPL	ICANT, ATTORNEY, O	RA	CENT		
Firm or Individual name Signature	David S. Safran, Reg. No. 27,997 Nixon Peabody LLP 401 9 <sup>th</sup> Street, N.W. Suite 900 Washington, D <sub>1</sub> C <sub>1</sub> 20004-2138						
Date	July 19, 2005						
CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]  I hereby certify that this correspondence is being:  deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450  Example transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at 571-273-8300  July 19, 2005  Date  Signature  Kathleen M. McManus							
Typed or printed name							

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Docket No. 740105-78

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	)	Group Art Unit: 3736
Gerd M. MÜLLER et al.	)	Examiner: J.M. Foreman
Serial No. 09/938,533	)	Confirmation No. 2799
Filed: August 27, 2001	)	
For AT LEAST PARTIALLY	•	
IMPLANTABLE HEARING	)	
SYSTEM	)	

### **CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office: Fax No. 571-273-830(on <u>July 19, 2005.</u>

Kathlem M. MoManus

### **AMENDMENT**

U.S. Patent and Trademark Office Customer Service Window, Mail Stop Amendment Randolph Building 401 Dulany Street Alexandria, VA 22314

Sir:

The following is presented in response to the Official Action that was mailed on April 20, 2005, in connection with the above-identified patent application: